IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 521 of 2005 (S/S)

Raghuveer Singh Pundir
S/o Sri Kundan Singh
R/o Daurabala, P.O. Mathurabala
District Dehradun ……Petitioner

Versus

1. State of Uttaranchal through the Secretary Forest Department, Govt. of Uttaranchal Dehradun.
2. Principal Chief Conservator of Forests Uttaranchal, Nainital.
3. Chief Conservator of Forest, Garhwal Region 85 Rajpur Road, Dehradun.
4. Conservator of Forest, World Food Programme (Forest Department) Basant Vihar Dehradun. ……Respondents.

Shri P.C. Jhingan, learned counsel for the petitioner.
Shri N.P. Sah, learned Standing Counsel for the respondents.

Hon'ble Prafulla C. Pant, J

Learned counsel for the parties are present.

2. By means of this petition, the petitioner, a driver on daily wages with Forest Department, has sought salary and wages equivalent to the regular employee. In view of the principle of law laid down in ***Secretary, State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Pg. 01,*** wherein it is has been held that the workers on daily wages or the persons who get employed without undergoing regular selection process, should not be permitted to be absorbed or regularised against the constitutional scheme of public employment. In the same judgment, the Apex Court has also held that the case of daily wage worker cannot be equated with a regular employee.

3. The writ petition is dismissed. Interim stay order, if any, stands vacated. (All pending applications also stand disposed of).

Dt. 18.11.2006 **(Prafulla C. Pant, J.)**

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